

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

|                                      |   |                        |
|--------------------------------------|---|------------------------|
| In re Application of:                | ) |                        |
|                                      | ) |                        |
| Neil M. Wolfman and Mary L. Bouxsein | ) | Group Art Unit: 1649   |
|                                      | ) |                        |
| Application No.: 10/689,677          | ) | Examiner: Aditi Dutt   |
|                                      | ) |                        |
| Filed: October 22, 2003              | ) |                        |
|                                      | ) |                        |
| For: ActRIIB Fusion Polypeptides and | ) | Confirmation No.: 2405 |
| Uses Therefor                        | ) |                        |

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31**

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the  
Examiner's decision mailed May 4, 2007.

The item(s) checked below are appropriate:

1. ☐ Applicant petitions for a \_\_\_\_ month extension of time, based on the mailing date of the outstanding Office action. The petition fee of \$\_\_\_\_ is enclosed.
2. ☒ Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to September 4, 2007. Applicant now petitions for an additional extension of time to extend the period for response to November 5, 2007. The petition fee of \$930.00 is enclosed.
3. ☒ The Notice of Appeal Fee of \$510.00 ☒ is enclosed.

4. ☐ The Notice of Appeal Fee was previously paid in this application on \_\_\_\_, but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.
5. ☐ A pre-appeal brief conference is requested. The request and supporting documentation are attached.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 5, 2007

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